## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UN	IITED STATES OF AMERICA	)	
	Plaintiff,	) 8:06CR296 )	
	vs.	) DETENTION ORDER	
CA	ARL JOHNSON,		
	Defendant.	<b>;</b>	
A.	. Order For Detention  After waiving a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on October 3, 2006, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).		
B.	<ul> <li>Statement Of Reasons For The Detention         The Court orders the defendant's detention because it finds:         X             By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.             X             By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.         </li> </ul>		
C.	violation of 21 U.S.C. § 8 five years imprisonme imprisonment.  (b) The offense is a crime of (c) The offense involves a national field.	s Report, and includes the following: e offense charged: with intent to distribute "crack" cocaine in 841(a)(1) carries a minimum sentence of nt and a maximum of forty years violence.	
	may affect wheth The defendant h X The defendant h The defendant h The defendant is The defendant of ties. Past conduct of to X The defendant h Out to the court of the court proceeding (b) At the time of the current	of the defendant including: appears to have a mental condition which her the defendant will appear. as no family ties in the area. as no steady employment. as no substantial financial resources. not a long time resident of the community. does not have any significant community the defendant: as a history relating to drug abuse. as a history relating to alcohol abuse. as a significant prior criminal record. has a prior record of failure to appear at	

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	(0	Parole Release pending trial, sentence, appeal or completion of sentence.  Other Factors: The defendant is an illegal alien and is subject to deportation. The defendant is a legal alien and will be subject to deportation if convicted. The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:
	rele defe	ature and seriousness of the danger posed by the defendant's e are as follows: The nature of the charges in the Indictment, the lant's criminal history, and the defendant's commission of the e while on supervised release for a similar offense.
D.	1. The	ives S.C. § 3142(i)(2)-(4), the Court directs that: efendant be committed to the custody of the Attorney General for ement in a corrections facility separate, to the extent practicable from

- persons awaiting or serving sentences or being held in custody pending appeal; and

  2. The defendant be afforded reasonable opportunity for private consultation
- with counsel; and

  3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: October 3, 2006.

BY THE COURT:

s/ Thomas D. Thalken United States Magistrate Judge